

AT A REGULAR MEETING OF THE CULPEPER COUNTY BOARD OF SUPERVISORS HELD IN THE BOARD ROOM, LOCATED AT 302 N. MAIN STREET, ON TUESDAY JULY 3, 2007.

Board Members Present: **John F. Coates, Chairman**
 Steven E. Nixon, Vice-Chairman
Larry W. Aylor
William C. Chase, Jr.
Sue D. Hansohn
Brad C. Rosenberger
Steven L. Walker

Staff Present: Frank T. Bossio, County Administrator
J. David Maddox, County Attorney
Valerie H. Lamb, Finance Director
John C. Egertson, Planning Director
Paul Howard, Director of Environmental Services
Peggy S. Crane, Deputy Clerk

CALL TO ORDER

Mr. Coates, Chairman, called the meeting to order at 10:00 a.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

Mr. Walker led the members of the Board and the audience in the Pledge of Allegiance to the Flag.

APPROVAL OF AGENDA - ADDITIONS AND/OR DELETIONS

Mr. Frank Bossio, County Administrator, asked that the item on **CONSIDERATION OF ROAD CONSTRUCTION CONTRACT** be deleted. He explained there were administrative issues be addressed prior to scheduling it for consideration at the August meeting.

Mr. Nixon moved, seconded by Mr. Aylor, to approve the agenda as amended.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

APPROVAL OF MINUTES

The minutes of the June 5, 2007 regular meetings were presented to the Board for approval.

Mrs. Hansohn moved, seconded by Mr. Nixon to approve the minutes as presented.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

CONSENT AGENDA

Mr. Bossio reviewed the following Consent Agenda items with the Board:

- a. The Board will consider a motion to ratify approval of an advertisement for a public hearing for a right-of-way easement for Rappahannock Electric Cooperative for the widening of Route 666.
- b. The Board will consider a Resolution honoring and memorializing William "Bill" Myers for his service to the Culpeper community.
- c. The Board will consider approving a request from the Virginia Department of Transportation to abandon a portion of State Route Number 729, Eggbornsville Road, and add a new portion of State Route Number 729 into the Secondary System of State Highways.
- d. The Board will consider approving a request from the Department of Parks & Recreation to submit a grant application through the Rappahannock-Rapidan Regional Commission for a VDOT planning grant to identify bike/pedestrian routes in the County. VDOT to provide consultant services in lieu of funding, with no local funds required.
- e. The Board will consider a request from Carl Stafford, Extension Agent, Agriculture, to adopt a Resolution declaring Culpeper County as a drought disaster area.

Mr. Nixon moved, seconded by Mr. Walker, to approve the consent agenda as presented.

Mr. Chase asked whether the grant in item d. would cover just bike and pedestrian trails and had they already been identified. Mr. Bossio replied that the grant would cover both bike and pedestrian trails. He asked Mr. John Barrett, Parks and Recreation Director, to provide further clarification.

Mr. Barrett explained the grant would identify those areas most accessible for bike or pedestrian paths in order that VDOT would be aware of their location when widening current roads and planning future road construction.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

GENERAL COUNTY BUSINESS

RESOLUTION HONORING AND MEMORIALIZING WILLIAM "BILL" MYERS

Mr. Coates asked Mr. Bossio to read the resolution honoring and memorializing William "Bill" Myers for his service to the community.

Mr. Bossio read the following resolution into the record:

RESOLUTION TO COMMEMORATE THE SERVICE AND MEMORY OF WILLIAM "BILL" R. MYERS, JR.

WHEREAS, William "Bill" R. Myers provided ten (10) years of true and faithful service as the County Building Official to the citizens of Culpeper County; and

WHEREAS, Bill passed away on June 22, 2007; and

WHEREAS, Bill's prior public service included employment with the City of Richmond, Virginia, and with Goochland County, Virginia; and

WHEREAS, during his career, Bill's certifications by the Commonwealth of Virginia included Certified Building Official and Public Code Administrator; and

WHEREAS, his service and devotion to the duties of public service earned him the respect and trust of his fellow workers, the building industry, and the citizens of Culpeper County; and

WHEREAS, for all these things the citizens and staff of Culpeper County are indeed grateful and appreciative, and it being the sense of the Culpeper County Board of Supervisors that Bill's achievements and standards should be commemorated by this resolution; and

WHEREAS, the Board of Supervisors extends the appreciation and gratitude for all the citizens of Culpeper for his dedication as a public servant and for his exemplary service to this community through these many years; and

WHEREAS, the Board of Supervisors extends its condolences and sympathy to Bill's family; and

NOW, THEREFORE, BE IT RESOLVED, that the Culpeper County Board of Supervisors extend its gratitude and thanks for a job "well and faithfully done".

DONE THIS 3rd DAY OF JULY 2007.

By:	Larry W. Aylor, Cedar Mountain District	<u>/s/ John F. Coates</u>
	William C. Chase, Jr., Stevensburg District	John F. Coates, Chairman
	Sue D. Hansohn, Catalpa District	Culpeper County Board of Supervisors
	Steven E. Nixon, West Fairfax District	Salem District
	Brad C. Rosenberger, Jefferson District	
	Steven L. Walker, East Fairfax District	

ATTEST:

Frank T. Bossio, Clerk of the Board

Mr. Chase moved, seconded by Mr. Aylor, to approve the resolution.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

Mr. Coates asked everyone to stand for a moment of silence in memory of Mr. Myers.

**PRESENTATION REGARDING RECOMMENDED IMPROVEMENTS AT ROUTE 718 -
MOUNTAIN RUN LAKE ROAD AND ROUTE 29**

Mr. Donald Gore, VDOT Residency Administrator, presented various options for consideration for improvements at Routes 29 and 718 (Mountain Run Lake Road), as well as Route 29 and Granite Boulevard. He discussed concerns regarding the intersection of Routes 29 and 718 and the traffic study developed to make recommendations that would reduce crashes and injuries at that location, effect orderly movement of traffic, permit safe crossing at the intersection, and address medium to long-range safety goals. He explained that traffic signals were installed at the intersection in 2000, and the traffic signal warrants were met in 2003 and 2005. He said one of the problems at the intersection was the northbound sight distance, and a full traffic signal would not work because of possible rear-end collisions when the traffic was heavy. He stated that the County, VDOT and Mr. John J. "Butch" Davies III of the Commonwealth Transportation Board, worked with the developer to construct an alternate route for traffic to access Route 29 in 2004-2006; and VDOT installed dynamic advanced intersection control beacons using revenue sharing funds as an additional safety measure in March 2006. He noted that during the last year, the developer and VDOT completed Granite Boulevard, the alternate route, in 2006.

Mr. Gore discussed crash patterns for the past six years indicating that accidents reduced considerably until 2006, when they increased. He said there had been 23 injuries during this period, with no fatalities. He added that a recent study for a traffic signal at the intersection indicated warrants were met at Mountain Run Lake Road, but not at Granite Boulevard.

Mr. Gore presented four options for the Board's consideration:

1. Keep the stop signs at Granite Boulevard and Route 29, and at Mountain Run Lake Road, but add a traffic signal at Granite Boulevard.
2. Construct a concrete barrier at Mountain Run Lake Road for right-turn only, with everything else remaining the same, such as the overhead flashes and signs.
3. Remove the signs on the northbound lane, leave the signs on the southbound lane, and make a right-in and right-out only at that location, with a crossover to go northbound and make a left turn into Mountain Run Lake Road. All traffic would come to the traffic light and make a "U" turn to proceed north.
4. Close off at Mountain Run Lake Road and Route 29 and force the traffic to proceed to the light, turn around and go back.

Mr. Gore stated that VDOT recommended Option 3: To install a traffic signal at Route 29

and Granite Boulevard, implement a right-in, right-out at Route 29 and Mountain Run Lake Road, and construct a channelized left-turn in the median crossover at Route 29 and Mountain Run Lake Road; and reevaluate the operations and crashes after 18 months. He said the next steps would be to involve stakeholders, identify funding and implement Option 3, conduct an evaluation, and take additional measures if needed. He noted that funding for the traffic light was in place so it could be done quickly.

Mr. Nixon asked for an explanation of a “channelized left turn”. Mr. Gore explained that a channelized left turn was a concrete or an asphalt raised island where the traffic would have to travel.

Mr. Chase moved, seconded by Mrs. Hansohn, to authorize and proceed with Option 3 as recommended by VDOT.

Mr. Walker asked whether Option 4 would be the ultimate action. Mr. Gore agreed that closing the crossover would be the maximum, and Option 3 was a step to move in that direction without closing the crossover.

Mr. Coates stated that he supported the action, particularly since Granite Boulevard was the beginning of the Western bypass.

Mr. John Egertson, Planning Director, stated he agreed with VDOT’s recommendation.

Mr. Coates noted that the new crossover was wide enough to accommodate oversized vehicles and sight distance and the grade were no problem.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

Mr. Coates announced that **CONSIDERATION OF RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES BOARD AND AREA AGENCY ON AGING (RRCBSB-AAA) 2008 PROGRAM PLAN** was scheduled for 11:00 a.m.

CONSIDERATION OF ROAD CONSTRUCTION CONTRACT – Deleted.

CONSIDERATION OF CONTRACT

Mr. Bossio stated that the Board would consider entering into a contract with Blue Ridge Juvenile Detention Center to house juvenile offenders and approving an appropriation of additional funding for the Juvenile Probation Department to cover cost of the contract with a new vendor for housing juvenile offenders in the amount of \$473,702 from the General Fund and \$61,000 from Operational Transfers. He explained that discussions had been ongoing with the State regarding the use of the Center for the County’s juveniles. He pointed out that the contract did not include legal fees, not to exceed \$20,000.

Mr. Chase questioned the necessity for legal fees since the County had its own attorney. Mr. Bossio replied that the Blue Ridge Center, which was used by four localities, had its own attorney who prepared the contract and would bill the County for an appropriation.

Mr. Chase felt strongly that the same attorney should not represent both the Center and the County, and that the County Attorney should be utilized. He expressed concern should a conflict occur in the future. Mr. Bossio replied that when the County joined with the Blue Ridge Center, their attorney would become the County's attorney also, and there would be no conflict. He stated that should an issue arise between the County individually and the Center, the County Attorney would represent the County's interests.

Mr. Walker asked whether the County Attorney had reviewed the documentation.

Mr. David Maddox, County Attorney, stated that he had been involved in the negotiations and review of the documentation. He explained that it was the Blue Ridge Detention Center's position that their counsel had incurred legal fees because of the County's request to become a member of the Center and the County should bear all of the costs. He said his position was that the County should bear part of the costs, and that was the reason why the amount of the legal fees had not been determined and were not included in the request.

Mr. Walker pointed out that the reason why the amount was so large was because the County would be buying a share of the facility. He asked whether the purchase would increase the County's assets. Mr. Bossio agreed that it would.

Mr. Coates asked about County representation on the Center's Board. Mr. Bossio replied that each County Administrator from the respective counties and City of Charlottesville had a seat on the Board.

Mr. Nixon inquired about ongoing annual costs. Mr. Bossio replied that the County would not incur yearly costs, but would pay on a daily per diem basis to house any juveniles. He added that the request today was for the County's buy-in to the capital portion of the program.

Mr. Andrew Lawson, Director of Criminal Justice Services, stated that the initial payment allowed the County to buy a portion of the capital, and there would be operational costs in the future, as well as capital to be paid assessed on the percent of the facility utilized by the County.

Mr. Nixon questioned whether capital to be paid was really debt service on the facility. Mr. Lawson agreed that the County would have to pay its share of the debt service on an annual basis depending on what percentage of the facility used, which had currently been calculated at 15 percent.

Mr. Nixon inquired about the length of the debt service. Mr. Lawson stated it would run

approximately 10 years. Mr. Nixon asked for confirmation that the County would be an equal shareowner after the debt service was paid. Mr. Lawson assured him that was correct.

Mr. Walker moved, seconded by Mr. Aylor, to proceed with buy-in to the Blue Ridge Detention Center in the amount of \$534,702.

Mr. Rosenberger stated that he felt legal fees of \$20,000 were excessive for an addendum to a contract or the creation of a new contract. Mr. Bossio agreed and stated that part of the discussions the County was having with Blue Ridge Center was on the breakdown of those costs and that was why the legal fees were not included in the motion. He said he did not expect the fees to be as high as \$20,000, but that was the limit that could be incurred.

Mr. Chase stated he agreed that the County should participate in the Blue Ridge Center, but he would not vote for the legal fees. Mr. Bossio assured him that the motion on the floor did not include the legal fees.

Mr. Maddox added there was more involved than the drafting of a simple document. He said that several negotiating sessions were held between representatives of both sides, and the original request for the buy-in was considerably higher than the amount of money being paid. He said he would not say that \$20,000 was fair or appropriate, but there was more involved than just drafting a document.

Mr. Chase asked whether the Board would vote on the legal fees at a later date. Mr. Bossio assured him that the Board would vote on the appropriation for legal fees.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

Mr. Coates stated that Mr. Brian Duncan, Executive Director of the Rappahannock-Rapidan Community Services Board, had arrived and would be heard next.

CONSIDERATION OF RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES BOARD AND AREA AGENCY ON AGING (RRCSB-AAA) 2008 PROGRAM PLAN

Mr. Brian Duncan acknowledged the presence of Mr. Richard Goff and Ms. July Shulick, two of the County's appointees to the RRCSB-AAA Board of Directors, and stated that Ms. Carol Bouthilet, the third appointee, would be arriving shortly to support the RRCSB-AAA Program Plan and Budget for FY 2008.

Mr. Duncan reported that the RRCSB-AAA operated approximately 60 different activities, ranging from small group homes to the larger Boxwood facility, and provided mental health, mental retardation, substance abuse, and aging services. He explained that when services could not be provided, the agency purchased services such as acute in-patient

psychiatric care for individuals needing hospitalization, legal assistance for eligible seniors, medical detoxification services for individuals with chemical dependencies, OT/special and occupational therapy, and physical therapy for infants. He stated that there had been reductions in the budget in a few areas, but some new services had added. He said that the first residential program for adults with mental illness would be opening in the summer to join the other programs for adults with mental retardation; short-term brief outpatient counseling would be offered at first contact; and crisis stabilization services would be accessed in Charlottesville and Fredericksburg for individuals with intense needs who had been screened and were not eligible for hospitalization. He noted that Daybreak, the regional Adult Day Care Center on Eggbornsville Road, would be opening in late July or early August; services have been increased for children; a new psychiatrist has been hired to see both children and adult outpatients in need of psychiatric care; and the OT/PT speech program for the Infant/Toddler program has been increased.

Mr. Duncan reported that the RRCSB-AAA served approximately 3,500 individuals through its outpatient programs, approximately half from Culpeper County. He said that 2,100 individuals received case management services, and thousands of middle and high school students and hundreds of teachers in the region had benefitted from a successful prevention program known as "Signs of Suicide", and it had become a model program in the State. He stated the agency provided housing directly to 67 individuals in owned or operated facilities and supported another 250 people through voucher programs and assistance in individual apartments or homes; provided rehabilitation services to 604 individuals through programs such as Boxwood and Visions; and served 264 infants through the Infant/Toddler program. He also stated that through the senior programs, 223 seniors received meals in their homes and 375 seniors attended the senior citizen centers. He said the agency had been successfully collaborating with the Aging Together Partnership and local United Way to bring volunteerism support as well.

Mr. Duncan provided statistics on the specific county demographics with an emphasis on Culpeper County. He said that Culpeper County's numbers had not changed dramatically, except for senior center services and advocacy for aging services, with 40 new individuals in case management services and an additional 24 participants in the senior center. He stated with funding had not increased dramatically from prior years, and the largest source of funding was from the State and Medicaid program. He also stated that largest expenditure was for mental health and mental retardation services, and a reduction had been made in personnel, largely by not filling vacant positions. He reported that local funding from the counties was

based on a per capita formula, and all of the local governments had funded at the requested level except for Fauquier County, who funded \$19,000 less than the previous year.

Mr. Duncan explained that the RRCSB-AAA had a contractual relationship with the Department of Mental Health and with the Virginia Department of Aging on behalf of the various counties, which was a Performance Contract and Area Plan, that required that governing bodies be provided with the opportunity to provide comments. He said that he was seeking the Board's approval of the Plan by resolution either today or at a future meeting.

Mr. Chase asked whether the RRCSB-AAA had psychologists on staff in addition to the psychiatrist just hired. Mr. Duncan replied that there were several clinical psychologists who provided testing, evaluation and counseling services.

Mr. Chase moved, seconded by Mrs. Hansohn, to approve the RRCSB-AAA 2008 Program Plan.

Mrs. Hansohn inquired about the status of the Boxwood facility. Mr. Duncan replied that the architects were meeting with the County's Building Department later in the week to discuss construction documents, and he hoped the project would go to bid in the fall.

Mr. Bossio asked whether Fauquier County provided any information as to why they did not adhere to the funding formula when they passed their budget. Mr. Duncan replied that they did not explain, but merely applied a 4 percent increase.

Mr. Walker questioned whether the burden was shared among all the counties when one county did not fully fund a request. Mr. Duncan replied that the reduction would be reflected in the 2008 plan but would not show a direct link between the deficiency and a direct service. He explained that the Board of Directors had discussed this issue on a number of occasions and frequently placed pressure on the appointees of that county to either advocate its Board of Supervisors to restore the funds this year or get back on track the next year. He added that when new initiatives arose, the RRCSB-AAA Board would discuss appropriate funding for the affected county versus the remaining four counties.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

Mr. Coates thanked Mr. Duncan for his presentation and the Culpeper appointees for attending.

UPDATE ON SCHOOL CONSTRUCTION

Mr. Hunter Spencer, Project Manager, informed the Board that Dr. David Cox, School Superintendent, had asked him to provide an update on school construction. He reported that

the new high school was progressing satisfactorily, and he would be glad to arrange a tour for any Board members who were interested. He said that final grading was being done, approximately 90 percent of the gypsum board wall framing was in place within the building, wallboard was being installed in some parts of the building, painting was in progress, the last of the masonry work between the auditorium and the gymnasium area was being done, window installation and door installation was continuing around the outside, and the majority of the roofing was in place. He stated that the contractor had begun minimum testing without permanent water, and the contractor would be working with Mr. Chris Hively, County Engineer, to make temporary water connections with the piping already onsite, charge the lines, and begin final testing and flushing of systems. He stated that the project was on or ahead of schedule, and the new Planning Principal was on board and become involved in some of the decision-making. He added that the SHW, the architect, had begun to assemble the furnishing packages to be put out to bid in September or early October, with the intent of placing orders for the building contents by November 1, to ensure delivery in time for installing furnishing in mid-April when the completed building would be turned over to the School System. He said that staff was working to assemble other equipment that was necessary to outfit the science labs and other program areas.

Mr. Spencer reported that the building permit for the Yowell Elementary School had been obtained and the rough grading was almost complete. He said that some top soil was spread last week in order to begin seeding operation, and excess fill was being spread and compacted in the area on the northeast section of the property for a small playing field. The contractor indicated he would start to install footings next week. He said the project was on schedule, and he would continue to work with the architect and the contractor to find additional cost savings since the bids came in approximately \$3.5 million over budget. He said approximately \$2 million had been cut from the budget, but additional reductions would have to be identified since the St. Francis School Program federal grant had not materialized to recoup some of the costs of the project. He stated that in meetings with Town staff, Mr. Butch Davies, and VDOT, it appeared that there might be other areas where the Safe Routes to School Program would be helpful in developing and promoting walking and biking to school.

Mr. Chase asked for a status report on the agricultural program. Mr. Spencer replied that the agriculture program was a priority item and was in the CIP for expansion and updating. He said when the planning group was working with SHW to develop a program, it identified certain programs that would be replaced in the new school, programs that would duplicated in the new school, and programs that would not be duplicated in the existing school. He said that

agriculture had been one of the areas to be partially duplicated in the new high school, but toward the end of the design process when space was being reanalyzed, the decision was reversed because there would not be sufficient space for the agricultural program and there would be transportation problems since it was not being fully duplicated. He said it was decided to move the ROTC, which had adjoining space in the current high school, to the new high school and redesign and expand the space in the existing high school for the agricultural program to meet the needs of the 500 students interested in the program. He said that currently the woodworking, metalworking, welding, small engine, small animal, and various other areas were in one room. He added that the plan was to utilize the old shop area where ROTC was currently located and the small shop that had recently been converted into special ed classrooms.

Mr. Chase asked whether the renovation of the agricultural space was on target. Mr. Spencer replied that it was in the School CIP and funding had been designated. Mr. Chase pointed out that money was put in the CIP, but Dr. Cox had chosen salaries. Mr. Spencer reiterated that the renovations were in the CIP and was one of the priority items.

Mrs. Hansohn asked what program would be placed in the new high school where the agricultural program had been proposed. Mr. Spencer replied that the ROTC program would be moved into that space. Mrs. Hansohn inquired about the size of the space. Mr. Spencer replied that he was not sure of the actual square feet, but the space would accommodate the agricultural needs.

Mrs. Hansohn asked, since one of the agricultural programs involved welding, whether the state-of-art welding program at Piedmont had been considered instead of duplicating the program at the high school. Dr. Cox replied that during the design phase, it quickly became apparent that the kind of space needed to deliver the agricultural program could not be accomplished in two locations and the decision was made to locate all of the operations at the current high school. He said the program did have welding equipment, but the competencies for welding were just a part of an overall set of competencies that participants had to master and the whole program could not be delivered in an offsite location. He offered once again to provide a detailed briefing on the agricultural program at a later Board meeting.

Mrs. Hansohn noted that Mr. Spencer indicated there was still a \$1.5 million shortage on the Yowell project. Dr. Cox added that there was also a shortage on the high school projects as well. Mrs. Hansohn asked what amount was short on the high school. Mr. Spencer estimated the shortage was approximately \$ 1 million based on the status of the project. Mrs. Hansohn

asked whether the shortage included soft costs. Mr. Spencer replied that the shortage was part of the amount needed for soft costs that was budgeted at \$8.9 million.

Dr. Cox stated that one of the things the School Board had discussed at great length, as well as the School Oversight Committee (SOC), was the importance of having an overall master plan so that when various renovation phases began they would fit together at the end. He said it was clear that the renovation of the agriculture space was a top priority. He stated that Mrs. Hansohn had advocated for a joint work session with the School Board and he strongly encouraged that be done.

Mrs. Hansohn asked who would develop the master plan. Dr. Cox replied that a lot of engineering would have to occur prior to consultations with architects. Mrs. Hansohn pointed out there were a couple of engineers in-house with the expertise, and the work could be done at a lesser cost than the proposed \$800,000. Mr. Spencer stated that a lot of the planning had been done in-house and they had worked with other planners to help develop a master plan. He said the architect and the engineer of record would help put all the pieces together and would ultimately be responsible.

Mr. Chase strongly expressed his concern that the School System was paying \$800,000 for the architects and engineers to listen to its ideas. He said that was a "lot of dollars". Dr. Cox explained that \$800,000 was just an initial estimate, and the project would have to go out for bid. Mr. Chase reiterated that \$800,000 was exorbitant just to have someone listen to ideas.

Mr. Spencer stated that he would seek the best deal he could and cited his experience in working with the bids for the new elementary school.

Mr. Chase pointed out that because of space assignments, students would be bussed from the new school to the old school for the agriculture program and from the old school to the new school for ROTC. He asked whether other counties bussed students back and forth for individual classes. Dr. Cox replied that other schools did bus students to and from programs and cited Hanover County as an example that had four high schools with programs located in various locations. Mr. Chase asked whether Fauquier, Spotsylvania, or Stafford bussed students between schools. Dr. Cox stated that they did.

Mr. Bossio asked for clarification regarding the ROTC program. He recalled that during recent conversations during SOC meetings that the ROTC program would remain where it was for a number of reasons and agriculture would go into the new building, but now Dr. Cox was saying just the opposite due to the subsequent design. Dr. Cox replied that he recalled having discussions in the SOC about which programs would be in which location, but the decision was made to exchange the two during the redesign of the agriculture space, but he was not sure

about the time line. Mr. Bossio stated that Mr. Spencer was present during the discussions and he recalled him stating that the agriculture program would be in both schools. Dr. Cox agreed that the original plan was to have the agricultural program in both locations, but not all of the offerings would be replicated in both places, such as the greenhouse, small animal care, etc. Mr. Bossio asked whether the space requirements were similar for the ROTC and agriculture programs. Mr. Spencer replied that the space needs were similar and the ROTC program was easier to move.

Mr. Bossio stated that the CIP for 2009 totaled approximately \$12.8 million and approximately \$971,000 had been shifted to 2008 to replace the roof at Sycamore Park and Pearl Sample, secure classrooms at Pearl Sample, upgrade fire alarms at the high school, and replace the chiller at the high school. He asked whether the School Board had discussed putting approximately \$750,000 of that toward Yowell Elementary School. Dr. Cox replied that the School Board had authorized using up to \$750,000 toward the new elementary school, which left another \$750,000 to be funded. Mr. Bossio asked whether the chiller would be a priority for next year. Dr. Cox stated he was not prepared to talk about numbers, but there were several other priorities and the School Board has asked him to keep everything on hold until they were sure there were sufficient funds available to open the elementary school.

Mr. Bossio stated that also in the CIP, in addition to the \$2.4 million for the renovation of the agriculture space, there was approximately \$1.1 million for a new maintenance shop, \$423,000 for new food service, \$800,000 for the master plan, and \$3 million for the County renovations, and all were listed before the \$2.4 million. He asked how each project was rated in terms of priority. Mr. Spencer replied that he had not listed the projects according to priority, but felt that the renovations of existing facilities and the master plan were of high priority. Mr. Bossio stated that he would need to discuss this issue with the Schools in order to determine the order of priority.

Mr. Aylor stated it was good to hear that the new high school was ahead of schedule and asked whether there had been any change orders to the budget. Mr. Spencer replied that there had been changes for additions and omissions that resulted in some additional savings. He said he had included a general contingency in the budget to use for change orders during the process, and he would be glad to review these with Mr. Aylor. Mr. Aylor stated that one way to stay within a budget was to control change orders and asked whether the budget was on target or whether it was being increased by change orders. Mr. Spencer replied that he had been using the contingency that was established from savings identified at the beginning of the project and any excess money would go back into the general contingency. Mr. Aylor stated it

should be kept in mind that there was a budget and every effort should be made to stay within that budget.

Mr. Aylor noted that a lot of materials costs had decreased due to market conditions. He said he enjoyed his tour of the new high school and recommended that every citizen go by and see what they are getting for their investment. He asked how many students would be moved into the new high school. Mr. Spencer replied that he believed 1,200 students would be moved. Mr. Aylor stated that since the school was built for 1,500 students, there might be an opportunity to phase in some of the soft costs. Mr. Spencer agreed they would look what needed to be done immediately and what could wait.

Mr. Walker questioned what the budget savings would be and where those savings would go by not moving the agriculture program to the new high school. Mr. Spencer replied that with the bid approximately \$3 million over budget, he was not sure what the difference would have been. He estimated it would cost approximately \$150,000 to set up another series of agriculture shops just for additional power, ventilation, etc., but a decision to do that had never reached the point to determine actual costs. He said it made more sense to renovate the current space, with some minor expansion, and have one complete program in one location.

Mr. Walker asked who received the documents and reports regarding changes to the original documents. He said that the Board of Supervisors was supposed to receive copies of changes. Mr. Spencer stated that no requirements had been altered, SHW had not charged any additional fees, and there had been no change orders. Mr. Walker called Mr. Spencer's attention to item 13, in the contract between SHW, Culpeper County and the School System and asked him to make sure he was up to date on that provision.

Dr. Cox asked Mr. Walker if there was specific information he would like to have. Mr. Walker stated he was simply asking that Mr. Spencer review item 13 in the contract. Dr. Cox once again offered to provide the Board with a presentation regarding the details of the agriculture program.

Mr. Chase stated that Mr. Walker's question was who received copies of the changes, and he did not see any need for another presentation. Dr. Cox stated that he would review the part of the contract that had been referenced and if there were specific pieces of information that the Board was not receiving, he would be glad to furnish them. He asked whether the Board would like to have a presentation on the agriculture program. Mr. Coates stated he would canvass the Board for a consensus and get back in touch with him.

Dr. Cox asked whether he could get an update on the water and sewer schedule to the new high school.

Mr. Bossio stated that Mr. Paul Howard, Environment Services Director, had just arrived and asked him to provide a report.

Mr. Howard stated that the County had received a notice to proceed with the sewer and water lines on July 9, and that work should be finished by December. He said that work was proceeding on getting the sewer plant finished and was scheduled to be operational in January. He said also that Mid-State Construction had already begun on the pump stations.

Mr. Coates asked when the school could expect to have water. Mr. Howard replied that water should be available by December.

Mr. Coates recessed the meeting at 11:42 a.m.

Mr. Coates called the meeting back to order at 11:55 a.m.

COMMITTEE REPORTS

BUILDINGS & GROUNDS COMMITTEE REPORT - JUNE 12, 2007

Mr. Aylor reported that the Buildings and Grounds Committee met and was forwarding the following recommendation to the Board:

1. Recommending that an Invitation for Bid (IFB) be issued to proceed with a new EMS building.

Mr. Aylor moved to approve the request to issue an IFB for a new EMS building.

Mr. Howard explained that the Committee had been considering building a new EMS building to house ambulances and the Sheriff's mobile command center to be located behind the E-911 Center off Route 729 and share the existing entrance. He said the proposed bid would be for a prefab, wood-frame structure with siding to minimize costs estimated at \$600,000. He noted there was \$700,000 in next year's budget for the project.

Mrs. Hansohn asked what was the difference between an RFP and IFB. Mr. Howard replied that an RFP was a request for proposals usually used for professional engineering services or when prices would be negotiated with a selected vendor, and an IFB was an invitation to bid a particular package with specifications that would be awarded on low price for a turn-key product.

Mr. Rosenberger asked for information on the size of the proposed building. Mr. Howard replied that the building was just over 5,000 square feet, and it would have three ambulance bays, a small employee area, and bunk rooms. Mr. Bossio added that the building would cost approximately \$491,000, or \$88.50 per square foot, and the site work would be \$112,000.

Mr. Chase questioned the need for site work since the County already owned the land. Mr. Howard explained that site preparation included extending the driveway to the back of the building, additional parking, turn-around space, water and sewer, and infrastructure.

Mr. Aylor stated that the Committee had several meetings regarding a new EMS building and was seeking approval to obtain bids. He said the building would provide separate areas for men and women to clean up after calls that would not disturb personnel in the E-911 Center and would house the new ambulances that must be kept in a protected, heated environment. He added that the rent currently being paid for the command vehicle would almost cover the cost of the new building. He said that the new building and the current E-911 Center would create a campus atmosphere that should work well together.

Mrs. Hansohn stated that the need for a new building arose because the County was no longer using the Company 11 building. She added that there would not have been sufficient space at Company 11 in any event since the County was acquiring additional rescue vehicles. Mr. Bossio agreed that the County now had four vehicles and the Committee had discussed going out to bid and having the bid in hand while circumstances develop with Company 11. Mrs. Hansohn pointed out that the Board would discuss the issue again once bids were received. Mr. Howard agreed.

Mr. Rosenberger stated he did not have a problem reviewing possible bids, but he felt that \$491,000 was too high to build a 50x100-foot building that would be insulated, have plumbing installed and a heated area with bunks. He believed that the issue with Company 11 needed to be resolved before any move was made to build a new facility. He said that should the issue with Company 11 not be resolved, the existing building should be used for the public safety of Culpeper County.

Mr. Chase agreed with Mr. Rosenberger and suggested that the bid be delayed if time permitted.

Mr. Aylor pointed out that the recommendation from Committee was to go out for bid, and that would allow time for the issue with Company 11 to be resolved. He stated that he agreed with Mr. Rosenberger, but the County would still have to provide separate sleeping quarters for men and women, as well as space to store equipment. He said there were several options, but he felt the bid should move forward to investigate what was available and then a decision could be made as to how best to spend the taxpayers' money.

Mr. Walker inquired whether a bid could be extended beyond the usual 30 days. Mr. Howard replied that a clause could be inserted in the request for 120 days' approval or similar language.

Mr. Walker stated that since more time would be allowed to discuss the issue, he would move to accept the recommendation of the Buildings and Grounds Committee. Mr. Coates stated that Mr. Aylor had made a motion, and Mr. Walker had seconded that motion.

Mr. Walker stated he would like to amend the motion to add 120 days to the bid. Mr. Aylor agreed with the amendment.

Mr. Coates asked whether the plan was to have the building up and in operation by cold weather. Mr. Howard replied that it would not be operational until spring at the earliest because it would require at least a six-month construction period.

Mr. Coates asked whether there was a backup plan for this winter for the units. Mr. Howard replied that the units currently at the E-911 Center would be plugged into heaters.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

See Attachment #1 for details of meeting.

RULES COMMITTEE REPORT - JUNE 12, 2007

Mr. Walker reported that the Rules Committee met and was forwarding the following recommendation to the full Board:

1. Recommending to approve the Resolution of Commitment for a market study of enhanced passenger rail in the U.S. 29 "Piedmont" corridor.

Mr. Walker moved, seconded by Mr. Nixon, to approve the Resolution of Commitment.

Mr. Walker stated that Mr. Bob DeMauri of the Thomas Jefferson Partnership Board of Directors was present if there were any specific questions regarding the resolution. There were no questions.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

Mr. Walker reported that the Rules Committee had been discussing the procedure for placing referendum items on the ballot in response to a question presented to the Board regarding illegal immigrants. He said the Committee could not determine any authority given to the Board by the General Assembly to place such a question on a referendum. He added that the Committee was working on streamlining a process whereby a citizen could come before the Board and ask that a referendum item be placed on a ballot. He added that a committee had been formed by the General Assembly to study the issue. He said there was discussion in the Rules Committee regarding the possibility of asking the Legislative Committee to review the issue and/or make it a legislative issue for next year.

See Attachment #2 for details of meeting.

E-9-1-1 BOARD OF DIRECTORS - JUNE 21, 2007

There were no action items.

See Attachment #3 for details of meeting.

PUBLIC SAFETY COMMITTEE REPORT - JUNE 21, 2007

Mr. Nixon reported that the Public Safety Committee met and was forwarding the following recommendation to the full Board:

1. Recommending approval to amend page 40 of the Emergency Operations Plan.

Mr. Nixon pointed out that page 40 of the Emergency Operations Plan listed individuals who would be called out in the event of an emergency and changes had been made to add additional people to that list.

Mr. Nixon moved, seconded by Mr. Aylor, to approve the amendment to page 40 of the Emergency Operations Plan.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

See Attachment #4 for details of meeting.

TOWN/COUNTY INTERACTION COMMITTEE REPORT - JUNE 27, 2007

Mr. Chase reported that the Town/County Interaction Committee met and was forwarding the following recommendation:

1. Recommending that the County's Public Works Committee and the Town's Water and Wastewater Committee work together to develop a list of individuals to serve on the Authority.

Mr. Chase stated that Mr. DuFrane, Town Councilman, felt that it was not appropriate for the Board of Supervisors to be the Water and Sewer Authority. He said it was suggested that the County and Town work together to develop a list of individuals to serve on the Water and Sewer Authority. He said he agreed, but did not want the authority to be called a "Joint Water and Sewer Authority" because it had already been established by the County.

Mr. Chase moved, seconded by Mr. Walker, to have the County Public Works Committee and the Town Water and Wastewater Committee work together to develop a list of individuals to serve on the Water and Sewer Authority for approval by the respective bodies of government.

Mrs. Hansohn stated that the Town could provide names of persons to serve, but the County Board of Supervisors should make the appointments. Mr. Chase agreed with Mrs. Hansohn and stated that the majority of the people would be citizens within the Town

environs because of their positions.

Mr. Coates stated this would allow staff to start looking for individuals that they feel might be appropriate to serve on the Authority. Mr. Rosenberger pointed out that the Town and County Committees would be providing names and not staff. He stated that he agreed that until the Town decided whether they wanted to be a part of the Authority, they had no standing.

Mr. Coates called for voice vote.

Ayes - Aylor, Chase, Coates, Hansohn, Nixon, Rosenberger, Walker

Motion carried 7 to 0.

Mr. Chase reported that the Interaction Committee discussed the ICE program which the Town had rejected because several members refused to enter into closed session for discussion. He said that the Town did want to participate in the program, but would need to secure space for the training. He added that the Committee would look for a joint facility for this purpose.

ECONOMIC DEVELOPMENT REPORT

Mr. Carl Sachs, Director of Economic Development, made the following report:

1. The update of commercial development indicated that site plans had been filed for the Hampton Inn on Lovers Lane and for a new Lignum Post Office, which would be a 20x40-foot modular building.
2. A luncheon meeting with the Technology Corridor businesses and institutions was held June 1, with representatives from S.W.I.F.T., Library of Congress, Germanna Community College, Germanna Center for Advanced Technology, and Terremark, and they exchanged information regarding their activities and how they could relate with each other. For example, the Library of Congress and Terremark discussed how videos and films could be moved over the Internet. The group has agreed to meet on a quarterly basis.
3. The Department of Economic Development received two first-place awards from the International Economic Development Council for excellence in economic development: One for communities under 50,000 in population for a Special Purpose Brochure (Farm Tour brochure); and the other for a Paid Advertising Campaign (ads to attract businesses from Northern Virginia). The Department also received a special mention for the Culpeper Harvest Days Farm Tour as a special event.

AIRPORT ADVISORY COMMITTEE REPORT - JUNE 13, 2007

Mr. Bossio reported there were no action items coming from the Airport Advisory Committee.

ADMINISTRATOR'S REPORT

Mr. Bossio reminded the Board that a public meeting on the Town's Potential Boundary Adjustment Areas would be held on Thursday, July 12, 2007, at 7:00 p.m., in the Board room.

CLOSED SESSION

Mr. Nixon moved to enter into closed session, as permitted under the following *Virginia Code* Sections, and for the following reasons:

1. Under *Virginia Code* § 2.2-3711(A)(1), to consider: (A) An appointment to the Economic Development Advisory Commission; (B) readvertising for an appointment to the Rappahannock Emergency Medical Services Council Board of Directors; (C) appointments to the Clevenger's Village Design Review Committee; (D) an appointment to the Distribution Committee of The Culpeper Foundation; and (E) advertising for nominations for the Culpeper Colonel Award and setting a date for the awards.
2. Under *Virginia Code* § 2.2-3711(A)(3), (A)(7) & (A)(30), for discussion with legal counsel and staff to consider the terms and scope of a proposed agreement with another public entity, regarding a regional water and sewer authority, boundary adjustment, and related issues, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County.
3. Under *Virginia Code* § 2.2-3711(A)(7) & (A)(30), for consultation with the County Attorney and staff regarding negotiations concerning a specific public contract, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County.
4. Under *Virginia Code* § 2.2-3711(A)(7) & (A)(30), for consultation with the County Attorney and staff to consider amendment of the scope of an existing service contract with a private firm to research and evaluate specific demographic data for economic development purposes, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County.

Seconded by Mrs. Hansohn.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Nay – Chase

Motion carried 6 to 1.

Mr. Coates recessed the meeting at 12:20 for a lunch break.

The Board entered into closed session at 1:45 p.m.

The Board returned to open session at 3:35 p.m.

Mr. Coates polled the members of the Board regarding the closed session held. He asked the individual Board members to certify that to the best of their knowledge, did they certify that (1) only public business matters lawfully exempted from the open meeting requirements under Virginia Freedom of Information Act, and (2) only such public business matters as were identified in the closed session motion by which the closed meeting was convened, were heard, discussed or considered by the Board in the closed session.

Mr. Coates asked that the record show Mr. Chase was not present for the closed session.

Ayes – Aylor, Walker, Coates, Nixon, Rosenberger, Hansohn

RE: APPOINTMENT TO ECONOMIC DEVELOPMENT ADVISORY COMMISSION

Mr. Nixon moved, seconded by Mr. Aylor, to appoint David S. Scott to the Economic Development Advisory Commission to fill a vacancy.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Absent – Chase

Motion carried 6 to 0.

RE: APPOINTMENT TO THE RAPPAHANNOCK EMERGENCY MEDICAL SERVICES COUNCIL BOARD OF DIRECTORS

Mr. Nixon moved, seconded by Mrs. Hansohn, to appoint Wayne Green to the Rappahannock Emergency Medical Services Council Board of Directors since he was the training officer for the Fire and Rescue Association.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Absent – Chase

Motion carried 6 to 0.

RE: APPOINTMENT TO CLEVINGER'S VILLAGE DESIGN REVIEW COMMITTEE

Mr. Nixon moved, seconded by Mrs. Hansohn, to appoint Andrew Grigsby to the Clevenger's Village Design Review Committee to serve a two-year term.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Absent – Chase

Motion carried 6 to 0.

RE: READVERTISE VACANCY TO THE DISTRIBUTION COMMITTEE OF THE CULPEPER FOUNDATION

Mr. Nixon moved, seconded by Mr. Aylor, to readvertise for a vacancy to the Distribution Committee of The Culpeper Foundation.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Absent – Chase

Motion carried 6 to 0.

RE: CULPEPER COLONEL AWARD

Mr. Nixon moved, seconded by Mr. Walker, to advertise for submissions for nominations for the Culpeper Colonel Award to be received by August 8, 2007.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Absent – Chase

Motion carried 6 to 0.

RE: AMENDMENT TO PATHFINDERS CONTRACT

Mr. Nixon moved, seconded by Mr. Walker, to amend the County contract with Pathfinders to encompass a demographic study as directed by the Economic Director, not to exceed \$7,500.

Mr. Coates called for voice vote.

Ayes – Aylor, Coates, Hansohn, Nixon, Rosenberger, Walker

Absent – Chase

Motion carried 6 to 0.

ADJOURNMENT

Mrs. Hansohn moved to adjourn at 3:35 p.m.

Peggy S. Crane, CMC
Deputy Clerk

John F. Coates, Chairman

ATTEST:

Frank T. Bossio
Clerk to the Board

Approved: August 7, 2007